IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 5TH OCTOBER 2006 / 13TH ASWINA 1928

Bail Appl..No. 5782 of 2006()

CRIME NO.178/2006 OF KULATHUPUZHA POLICE STATION

PETITIONER/ACCUSED

LALU, S/O.BALAN,
AGED 24 YEARS, RESIDING AT ATTARIKATHU VEEDU,
CHOZHIYAKODE, KULATHUPUZHA VILLAGE,
PATHANAPURAM TALUK, KOLLAM.

BY ADV. SRI.C.R.SIVAKUMAR

RESPONDENTS:

THE STATE OF KERALA,
REP. BY THE SUB INSPECTOR OF POLICE,
KULATHUPUZHA POLICE STATION,
KOLLAM DISTRICT, THROUGH THE PUBLIC PROSOCUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR, SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

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B.A. No. 5782 of 2006

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Dated this the 5th day of October, 2006

O R D E R

The petitioner is the first accused in Crime No.178/2006 of Kulathupuzha Police Station, for the offence punishable under Sections 341 and 308 I.P.C., read with Section 34 of the Indian Penal Code. The prosecution submits that, because of the overt acts of the accused, three in number, the de facto complainant had sustained, fissured wound, one behind the pinna and another fissured wound on the left knee – 2x1 cm. The petitioner is before this Court under Section 438 Cr.P.C.

2. In the light of the materials that are available in the case diary file and considering the submissions of the learned counsel for the petitioner, I direct the petitioner to surrender before the Investigating Officer, who is investigating Crime No.178/2006 of Kulathupuzha Police Station, on 12/10/2006, between 9.30 a.m and 10 a.m.

3. The Investigating Officer shall interrogate the

petitioner and, thereafter, produce him before the court below, as per the law.

4. On production of the accused, the learned Magistrate shall, hear both sides and pass orders on merit, on the same day itself.

(J.M.JAMES)
Judge

ms